

**LAW OFFICES OF
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COMMISSION
OFFICE OF GENERAL
COUNSEL

OCT 24 11 10 AM '00

October 23, 2000

VIA FEDERAL EXPRESS

Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 5110

Dear Sir or Madam:

On behalf of UTV of San Francisco, Inc., licensee of television station KBHK-TV, I am transmitting a response to your letter of October 9, 2000 in the above-referenced matter.

If there are any questions, or if you need any further information, please let me know.

Yours truly,



Marvin J. Diamond
Counsel to UTV of San Francisco, Inc.

MJD/jf

Enclosure

cc: Gerard R. Braet



JERRY BRAET

Vice President &

General Manager

UNITED

PARAMOUNT

NETWORK

October 20, 2000

Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

RE: MUR 5110

Dear Sir or Madam:

On behalf of UTV of San Francisco, Inc. ("UTV"), licensee of television station KBHK-TV, channel 44, San Francisco, California, I am responding to your letter of October 9, 2000, and to the complaint dated September 26, 2000, from David A. Blake. Mr. Blake has alleged that KBHK-TV broadcast a paid political advertisement from 10 to 11 am PDT on September 26 "under the aegis of something called CBN, the Christian Broadcasting Network."

The facts are as follows. The program in question was not a paid political advertisement but rather *The 700 Club*, a television program from the Christian Broadcasting Network ("CBN") that airs weekdays before a studio audience from CBN's broadcast facilities in Virginia Beach, Virginia, and which KBHK-TV has broadcast on a delayed basis for approximately two years. KBHK-TV is compensated by CBN for these broadcasts and broadcasts a notice at the beginning of each program stating, "This program is paid for by THE CHRISTIAN BROADCASTING NETWORK." We also broadcast a notice stating "The views expressed in the [following][preceding] program are not necessarily those of UPN44/Digital45."

According to CBN (see the attached Fact Sheet):

The 700 Club is a news/magazine program that has the variety and pacing of a morning show with in-depth investigative reporting by the CBN News team.... On the air continuously since 1966, it is one of the longest-running programs in broadcast history. Hosted by Pat Robertson, Terry Meeuwsen, Lisa Ryan and Gordon Robertson with news anchor Lee Webb, *The 700 Club* is a mix of news and commentary, interviews, feature stories and Christian ministry. The program is carried on Fox Family Channel cable network, FamilyNet, Trinity Broadcasting Network, and numerous U.S. television stations and is seen daily by approximately 1 million homes. The international edition of *The 700 Club* has been seen in approximately 60 foreign countries

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

KBHK TV
650
California Street
San Francisco
California
94108-2702

Yours truly,

Gerard R. Braet
Vice-President and General Manager

Tel. 415.249.4400
Fax 415.397.1924
Internet jbraet@kbhktv.com

Fact Sheet

Public Relations Division, The Christian Broadcasting Network

THE 700 CLUB

DESCRIPTION

The 700 Club is a live television program that airs weekdays before a studio audience from The Christian Broadcasting Network's (CBN) broadcast facilities in Virginia Beach, Virginia. On the air continuously since 1966, it is one of the longest-running programs in broadcast history. Hosted by Pat Robertson, Terry Meeuwsen, Lisa Ryan, and Gordon Robertson, with news anchor Lee Webb, *The 700 Club* is a mix of news and commentary, interviews, feature stories, and Christian ministry. The program is carried on Fox Family Channel cable network, FamilyNet, Trinity Broadcasting Network, and numerous U.S. television stations and is seen daily by approximately one million homes. The international edition of *The 700 Club* has been seen in approximately 60 foreign countries.

ADDRESS

977 Centerville Turnpike, Virginia Beach, Virginia 23463

KEY OFFICERS

Andy Freeman, Vice President of Programming/Executive Producer
Brooke Boland, *The 700 Club* Senior Producer

STRUCTURE

The 700 Club is a news/magazine program that has the variety and pacing of a morning show with in-depth investigative reporting by the CBN News team. Whether reporting live from the scene of a terrorist attack or a natural disaster, CBN News brings coverage on major events affecting our nation. The Washington Bureau reports on news from the capitol and correspondents report on events and trends that shape the world from Moscow to Jerusalem. *The 700 Club* also includes live guests, special features, and music.

BACKGROUND

The 700 Club television program is an outgrowth of a 1963 telethon in which founder Pat Robertson asked 700 viewers to join the "700 Club" by pledging \$10 a month, money needed to meet CBN's monthly budget. After a very successful "700 Club" telethon in 1966, Robertson decided to add to the end of his station's broadcast day a program with a format of prayer and ministry coupled with telephone response. He named it *The 700 Club*, hoping to build a nationwide audience based on this earlier success. *The 700 Club* now airs in nearly 90 million homes and averages about one million viewers on a daily basis.

HIGHLIGHTS

Over the years *The 700 Club* has become well known for its fresh and insightful interviews, hard-hitting special reports, and dramatic features. Some recent highlights include:

- International news coverage on the persecution of Christians in Sudan, Pakistan, Cambodia, Bangladesh, Egypt, China, Burma and Indonesia; Russian economic meltdown; Israeli election; Kosovo crisis; and the nuclear proliferation in Iraq, Iran, and North Korea were covered.
- CBN News guests include Tom Delay and former Israeli Prime Minister Netanyahu.
- Appearance by sports celebrities Reggie White, Jeff Gordon, and Hershal Walker; show business personalities Lynn Whitfield, Billy Banks, Dyan Cannon, Maria Shriver, Richard Karn, Chuck Norris, Charlton Heston, Gary Busey, Kathie Lee Gifford, John Walsh, Jane Robelot, and Dr. Laura.
- Features including: "Unsung Hero" segments highlighting people who quietly devote their time to helping others; and dramatic life changing stories of people who believe in the power of faith and prayer; testimonies of dramatic healings.
- Sports features and celebrities Chan Gailigs—the head coach of the Dallas Cowboys, John Smoltz—outstanding pitcher of the Atlanta Braves, and yearly coverage of the Superbowl, Final Four, World Series, and special events like the Ironman Triathlon competition.

21-04-403-4815

STATEMENT OF DESIGNATION OF COUNSEL

MUR 5110

NAME OF COUNSEL: Marvin J. Diamond, Esq.

FIRM: Law Offices of Marvin J. Diamond

ADDRESS: 464 Common Street, PMB365

Belmont, Massachusetts 02478

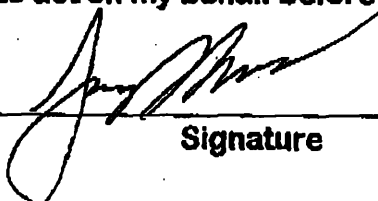
TELEPHONE: (617) 484-4171

FAX: (617) 484-4941

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

10/16/00

Date



Signature

RESPONDENT'S NAME: UTV of San Francisco, Inc. (KBHK-TV)

ADDRESS: 650 California Street

San Francisco, CA 94108-2702

TELEPHONE: HOME()

BUSINESS(415) 249-4400

21-04-403-4816